

NOTICE OF PUBLIC HEARINGS

Pursuant to Chapter 91, Hawaii Revised Statutes, notice is hereby given that the State of Hawaii, Department of Transportation, Highways Division, will hold public hearings to consider the following proposed changes to the Hawaii Administrative Rules.

It should be noted that some housekeeping changes are being proposed. The proposed changes, as outlined below, will:

- a. Promote the licensing of safe drivers;
- b. Assure the identity of drivers;
- c. Clarify the licensing procedures and practices;
- d. Provide procedures to implement new state laws; and
- e. Eliminate redundant or unnecessary rules.

Chapter 19-122 “Rules Relating to the Examination of Applicants for Issuance and Renewal of Motor Vehicle Driver's Licenses and Instruction Permits.” The following changes are proposed:

- a. Amend Section 19-122-1 by including a procedure for drivers unable to obtain a social security number and list of acceptable documents for proof of Hawaii residency for commercial driver applicants.
- b. Amend Section 19-122-3 by including a procedure for drivers unable to obtain a social security number, procedures for persons with a loss or impairment of leg, foot, arm, or hand or insulin-treated diabetics to qualify for commercial driver's licenses for intrastate purposes, and a list of acceptable documents for proof of Hawaii residency for commercial driver applicants.
- c. Amend Section 19-122-10 by adding a knowledge test requirement for a school bus endorsement on a commercial driver's license.
- d. Amend Section 19-122-17 by requiring a skills test and a passenger endorsement for a school bus endorsement on a commercial driver's license.
- e. Amend Section 19-122-22 by repealing the procedure for renewal by mail now covered in state law.
- f. Amend Section 19-122-23 by including a procedure for drivers unable to obtain a social security number.
- g. Amend Section 19-122-25 by including the application requirement for persons with a loss or impairment of leg, foot, arm, or hand to qualify for commercial driver's licenses for intrastate purposes.
- h. Amend Section 19-122-26 by including the requirements for insulin-treated diabetics to qualify for commercial driver's licenses for intrastate purposes.
- i. Amend Section 19-122-27 by including the requirements for the issuance of an intrastate medical waiver and the requirements for any driver granted an intrastate medical waiver.
- j. Amend Section 19-122-28 by including the requirements for waiving the skills tests for a school bus endorsement.
- k. Amend Section 19-122-29 by including the fingerprint-based background check requirement for commercial drivers who apply for, renew, or transfer a hazardous material endorsement.
- l. Repeal Subchapters 2 through 7 relating to and governing the statewide driver education and behind-the-wheel driver training program for persons under the age of

18 years applying for a class 1, 2, or 3 license. The repealed subchapters will be adopted in a new rule, Chapter 19-139.

Chapter 19-139 “Driver Education Program Requirements.” We are proposing to adopt subchapters 2 through 7 of Chapter 19-122, Hawaii Administrative Rules, in a new rule to reduce confusion. The procedures for the driver education program will be separated from the procedures for the driver license program. The proposed adoption would provide the operating details of the driver education program and promote highway safety.

The public hearings will be held as follows: (1) December 14, 2004, 9:00 a.m., Lihue Airport, Mezzanine Conference Room, South Terminal, 3rd Floor; (2) December 14, 2004, 2:00 p.m., Honolulu International Airport, Inter Island Terminal, Conference Room, 7th Floor; (3) December 15, 2004, 9:00 a.m., Hilo International Airport, Airport Conference Room; (4) December 15, 2004, 4:00 p.m., DOT Highways Maui District, Conference Room, 650 Palapala Drive, Kahului; and (5) December 16, 2004, 9:00 a.m., Kona International Airport, Airport Conference Room.

Interested persons are invited to present their views on the proposed rules at the public hearings. Written comments will be accepted until December 16, 2004 at the following address: Hawaii Department of Transportation, Motor Vehicle Safety Office, Room 511, 601 Kamokila Boulevard, Kapolei, Hawaii 96707.

A copy of the proposed rules may be requested by calling 692-7656. Upon receiving such a request, a copy will be mailed at no cost to the requester. Copies may also be obtained or reviewed at <http://www.state.hi.us/dot/publicaffairs/notices/index.htm> or at the Governor’s Liaison Offices from Monday through Friday (except state holidays), between the hours of 7:45 a.m. and 4:30 p.m. in: (1) East Hawaii – Hilo at 75 Aupuni Street; (2) West Hawaii – Kona at Kuakini Towers, 75-5722 Kuakini Highway, Suite 215; (3) Wailuku, Maui at 2264 Aupuni Street #1; and (4) Lihue, Kauai at 3060 Eiwa Street #106.

Persons with disabilities requiring special assistance should call 692-7656 at least two weeks before the hearing.

RODNEY K HARAGA
Director of Transportation